

### 3-2-9: - Open Container Law:

- A. No person in a motor vehicle, while the vehicle is on a public highway or the right-of-way of a public highway in the city, may drink or possess any open beverage containing alcoholic liquor, beer, or wine, unless such person is a passenger in the passenger area of a limousine, or in the living quarters of a recreational vehicle. Violation of this section is a misdemeanor for the individual in actual physical control of the vehicle pursuant to section 18-8004, Idaho Code, and an infraction for other individuals violating this section.
- B. It shall be unlawful for any person to drink or consume beer, wine or any other intoxicating beverage or to have in their possession any open bottle, can or other container containing such beer, wine or other intoxicating beverage while on a sidewalk or anywhere within the public street right-of-way or in any public park within the city, except as follows:
  - 1. Consumption of alcoholic beverages is allowed in Farmin Park and at War Memorial Field when purchased on site from an authorized vendor with a valid alcohol beverage catering permit issued by the city for events approved by the parks and recreation director or city council, as applicable. Those consuming alcoholic beverages must remain in specific areas of the park designated for alcoholic beverage consumption. In all cases, they must remain within the inner boundary of the park's fence or curb and not inhibit the use of the sidewalk by other persons.

(Ord. 1295, 2-5-2014; Ord. 1297, 3-19-2014)